

REMARKS

In the Office Action mailed from the United States Patent and Trademark Office on October 12, 2005, the Examiner rejected claims 1-9 under 35 U.S.C. §103(a) as being unpatentable over Zohmann, U.S. Patent No. 6,558,353 in view of Sorenson et al. United States Publication No. 2002/0123723; rejected claims 1-9 under 35 U.S.C. §103(a) as being unpatentable over Zohmann in view of Yang (CN-2201946-Y); and rejected claims 1-9 under 35 U.S.C. 103(a) as being unpatentable over Zohmann (6,558,353) in view of Ditto (7,022,109). Accordingly, Applicant respectfully provides the following.

Claim Rejections under 35 U.S.C. §103(a).

In the pending Office Action, U.S. Patent No. 6,558,353 (Zohmann) has been cited as the primary piece of prior art rejecting the claims of the present invention under 35 U.S.C. §103(a). Attached herewith please find an executed declaration, indicating that the invention disclosed, but not claimed in U.S. Patent Serial No. 6,558,353, was derived from Mr. Zohmann's work as an inventor and is thus not an invention "by another" for the purposes of §103. Accordingly, applicant requests that Zohmann be withdrawn as a reference in the present case. Because Zohmann cannot be cited as prior art against the present application, the combination of Zohmann and Sorenson fail to read on the claims of the present application. Likewise, the combination of Zohmann and Yang fail to read on the claims of the present invention. Accordingly, applicant respectfully requests that all rejections under §103 be withdrawn at this time.


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CONCLUSION

If any impediments to the allowance of this application for patent remain after the above amendments and remarks are entered, the Examiner is invited to initiate a telephone conference with the undersigned attorney of record.

DATED this 9 day of July, 2007.

Respectfully submitted,



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